

LOUISVILLE METRO COUNCIL COMMITTEE MINUTES

Labor/Economic Development

Thursday, August 21, 2008

3:08 P.M.

Third Floor, City Hall

Present:	Chair:	CM Tandy
	Members:	CW Butler, CM Peden, CM Hawkins and CM Owen

Chairman Tandy began the meeting by announcing the members and non-members of the committee that were present. A quorum was not established.

Chairman Tandy stated Item R-142-08-08, R-131-07-08 and O-156-08-08 would be held in committee until the next Labor/Economic Development meeting September 4, 2008 due to the discussion on Moratorium gasoline. He also stated CM Hawkins asked him to hold R-131-07-08 to allow him to have time to have his expert at the Committee to speak to the item. Chairman Tandy asked CM Hawkins would let him know after the meeting who his expert would be or if it would be more than one person speaking.

Special Items for Discussion: Speakers who hold the converse position to Legislation: R-131-07-08 and O-92-05-08

Pending Legislation

Fourth item heard.

O-92-05-08 AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON NEW DEVELOPMENTS WHICH INCLUDE THE RETAIL SALES OF GASOLINE.

Status:	In Committee - Held
Committee:	Labor & Economic Development
Primary Sponsor:	Dan Johnson

Motion to Approve made by James Peden and seconded by Tom Owen.

CM Johnson, Sponsor of the item and Thurman Senn, Wyatt, Tarrant and Combs spoke to the item. The following was discussed.

- ❖ Gas prices changing – moving into electrical cars and bicycles
- ❖ Gasoline in big supplies being used
- ❖ Old gas stations have been closed by oil companies in neighborhoods and they have decided to put new gas stations throughout the county by the expressways to attract more attention and higher dollars
- ❖ Gas stations being left unsold

In Opposition: Thurman Senn – representing a client

- ❖ Client interested in developing one of the Gas Stations that has been vacant for a couple of years
 - ✓ The way the Ordinance is written cannot get a permit
- ❖ Prepared a sentence in Section 11 of the Memo regarding the permit **(attachment)**
- ❖ If the goal is to renovate existing gas stations - should not do your permit too narrow
- ❖ Mr. Senn stated CM Johnson Ordinance has some real questions that he outlined
- ❖ CM Peden offer an incentive to restart the old Gas stations
 - ✓ How expensive it is to renovate an old site
 - ✓ Bus routes and mass transit
 - ✓ CM Peden stated he cannot support the moratorium but supports the mission
- ❖ How many permits have been issue for new Gas stations
- ❖ CM Johnson stated he would like a study done and bring in some experts to talk further

Motion to Table made by James Peden and seconded by Marianne Butler

By unanimous vote, this item was **Tabled**.

For: 5; Against: 0; Abstain: 0; Absent: 0

For: David Tandy, Doug Hawkins, Tom Owen, James Peden, Marianne Butler
Against: (None)
Abstain: (None)
Absent: (None)

R-142-08-08 A RESOLUTION AMENDING RESOLUTION NO. 232, SERIES 2007 APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO FORD MOTOR COMPANY PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 25.

Status: In-Committee
Primary Sponsor:
Glen Stuckel
Madonna Flood

This item was **Held in Committee**.

Third item heard.

O-145-07-08 AN ORDINANCE RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT (JULY 1, 2008 THROUGH JUNE 30, 2012) RELATING TO WAGES, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES AFL-CIO, LOCAL 2629 CONCERNING REPRESENTED EMPLOYEES IN TWELVE DEPARTMENTS (AFSCME MASTER AGREEMENT).

Status: In Committee - Tabled
Committee: Labor & Economic Development
Primary Sponsor: David Tandy

Motion to Untable made by James Peden and seconded by Tom Owen.

CM Tandy stated in the last Committee meeting there was some language that was voted upon and agreed to by both parties that was left out of the Agreement. He stated a letter has been drafted by the Bargaining Unit and Metro Government that should have been with the document but left out due to an error.

Wanda Mitchell Smith, AFSCME Council 62, Jim McGovern with the Mayor's Office and William O'Brien, Jefferson County Attorney's Office spoke to the item. The letter was given to the Committee. The following was discussed.

- ❖ Letter of Agreement – Section 10, Article 24 was omitted from the PDF file the Committee received (**attachment**)
 - ✓ The letter of agreement has been agreed to by the parties beforehand
 - ✓ No one took the letter out it was just lost
- ❖ Letter needs to be signed by all parties
- ❖ The letter does not address the different pay scales
- ❖ The pay scales do not seem to be on the fair side
- ❖ Provide a Forum where the administration and union meet dealing with the pay scale issue with the Labor Committee or the Government Accountability Committee regarding the difference in salaries.
- ❖ Corrected version must be signed by each party by next Thursday
- ❖ The Labor/Economic Development Committee is not adding an Addendum to the contract

(HEREBY MOVE THAT THE LETTER THAT HAS BEEN PRESENTED AS TO THE LANGUAGE WHICH WAS INADVERTENTLY LEFT OUT OF THE AGREEMENT THAT IS BEFORE US BE MADE A PART OF THE RECORD).

Motion to Amend by James Peden and seconded by Doug Hawkins.

By unanimous vote the amendment was approved.

For: 5; Against: 0; Abstain: 0; Absent: 0

For: David Tandy, Doug Hawkins, Tom Owen, James Peden, Marianne Butler

Against: (None)

Abstain: (None)

Absent: (None)

By unanimous vote, the Ordinance as Amended passed, this item was sent to **Old Business** on the 8/28/08 Council Agenda.

For: 5; Against: 0; Abstain: 0; Absent: 0

For: David Tandy, Doug Hawkins, Tom Owen, James Peden, Marianne Butler

Against: (None)

Abstain: (None)

Absent: (None)

First item heard.

R-138-08-08 A RESOLUTION DETERMINING FOUR (4) VACANT PARCELS OF REAL PROPERTY LOCATED AT 3218, 3220, 3222 AND 3224 GREENWOOD AVENUE OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER.

Status: In-Committee

Primary Sponsor: Judy Green

Motion to approve made by James Peden and seconded by Marianne Butler.

Jim Braun, Property Leasing Manager, Metro Public Works and Assets spoke to the item. The following was discussed.

- ❖ The Four properties are approximately a half of an acre
- ❖ Parcels procured by the City of Louisville in 1978
- ❖ The property is adjacent to the Salvage Army and Parkland Boys and Girls Club
 - ✓ Parkland Boys and Girls Club had been using the property for their outdoor recreational programs and discovered they did not own the properties
 - ✓ Created problems for them and a liability stand point for Metro Louisville
 - ✓ They had heard a rumor that Metro Government was planning on selling the property to a Developer – this was not true
 - ✓ The City of Louisville came to an agreement with the Salvage Army and Parkland Boys and Girls Club to transfer the property to them for \$1.00. – Board meeting July 18th
 - ✓ The Property has been declared Surplus and will be sold to them upon approval

CM Peden requested from Jim Braun to send them an electronic logic map for the committee to view during the meetings.

By unanimous vote, this item was sent to the **Consent Calendar** on the 8/28/08 Council Agenda.

For: 5; Against: 0; Abstain: 0; Absent: 0

For: David Tandy, Doug Hawkins, Tom Owen, James Peden, Marianne Butler

Against: (None)

Abstain: (None)

Absent: (None)

R-131-07-08 A RESOLUTION ON REFORMULATED GASOLINE

Status: In-Committee
Committee: Labor & Economic Development
Primary Sponsor: Doug Hawkin

This item was **Held in Committee.**

O-156-08-08 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO COUNCIL AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SALE OF LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT INDUSTRIAL BUILDING REVENUE BONDS, SERIES 2008 (PHENIX LOUISVILLE PROJECT) AND TAKING OTHER RELATED ACTION

Status: In-Committee
Committee: Labor & Economic Development
Primary Sponsor: George Unseld

This item was **Held in Committee.**

Second item heard.

O-157-08-08 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING AND APPROVING THE EXECUTION OF A MASTER LEASE AND SUBLEASE AGREEMENT TO FINANCE THE ACQUISITION OF EQUIPMENT AND THE CONSTRUCTION OF RENOVATIONS AND IMPROVEMENTS IN AN AMOUNT NOT TO EXCEED \$16,000,000 FOR THE BENEFIT OF UNIVERSITY MEDICAL CENTER, INC., d/b/a UNIVERSITY OF LOUISVILLE HOSPITAL AND TAKING OTHER RELATED ACTION.

Status: In-Committee
Committee: Labor & Economic Development
Primary Sponsor: David Tandy

Motion to Approve made by James Peden and seconded by Marianne Butler.

Laura Theilmann, Attorney for Wyatt, Tarrant & Combs, Rosie Lysinger, University of Louisville Hospital and William O'Brien, Jefferson County Attorney's Office spoke to the item. The following was discussed.

- ❖ Laura Theilmann stated they are assisting U of L Hospital with their \$16,000,000 project
 - ✓ Remodeling the 9th Floor of the hospital building located at 530 So. Jackson Street
 - ✓ Constructing and equipping executive office on the 1st floor of the Ambulatory Care Building located at 550 So. Jackson Street
 - ✓ Furnishing and equipping a new outpatient surgery, imaging and rehabilitation center located at 416 East Chestnut Street
 - ✓ The Industrial Revenue Bond statute stated the city is tax exempt for non-profit organizations
- ❖ The language is different
 - ✓ The obligation has been structured as a lease because it is equipment financing - it has a short lease for life and needs less documentation because of the nature of the equipment and the short term lease of the assets. It qualifies under the Government Leasing Act.
 - ✓ Bill O'Brien stated the language does look strange but Laura Theilmann was correct regarding her explanation because this is equipment. He stated this was the first time in five years since the Committee has had a Lease Agreement before them.
 - ✓ The equipment is divided up in two sections – the longest maturity would be seven years.
- ❖ CM Owens wanted to know if the property was owned by the University of Louisville entity because he did not want to get involved with a vote if it belonged to the University of Louisville due to a conflict of interest.
 - ✓ The Board consists of 17 Trustees – Non majority U of L – Majority is community leadership
 - ✓ Has approximately 8 University of Louisville members and 9 Community members
 - ✓ Land owned by University of Louisville – University of Medical Center has a lease
 - ✓ University of Louisville does not give money
 - ✓ William O'Brien stated CM Owens could vote. The rule of ethics is as long as you fully disclose and you do not receive monetary benefits you can vote.

By unanimous vote, this item was sent to the **Consent Calendar** on the 8/28/08 Council Agenda.

For: 5; Against: 0; Abstain: 0; Absent: 0

For: David Tandy, Doug Hawkins, Tom Owen, James Peden, Marianne Butler

Against: (None)

Abstain: (None)

Absent: (None)

Chairman Tandy made a motion to adjourn without objection.

The meeting Adjourn at 3:55p.m.

***NOTE: Items sent to the Consent Calendar or Old Business will be heard before the full Council at the Metro Council Meeting, August 28, 2008.**

MEM